IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated:- 27.01.2006

Coram:-

The Hon'ble Mr. Justice P.SATHASIVAM
and
The Hon'ble Mr. Justice N.PAUL VASANTHAKUMAR

W.A. Nos.934 of 2001; 71 to 75, 715 to 724, 1353, 1413 to 1418, 1915 to 1924, 2088, 2208 & 2209 of 2003; and 163, 1622 to 1626 & 1754 to 1756 of 2004
and
WAMP Nos.1703, 2390, 3169, 3170, 80 to 84, 913 to 922, 1703, 1809 to 1814 & 2712 to 2721 of 2003 and 256, 3052 to 3056 & 3283 to 3285 of 2004.

The State of Tamilnadu
rep.by its Secretary to Government,
Labour Department,
Fort Saint George, Chennai-9. — 1st Appellant in WA.No.934/01, 71 to 75 of 2003, 715 to 724 of 2003, 1353/03, 1413 to 1418 of 2003, 1915 to 1924 of 2003, 2088, 2208, 2209 of 2003, 1622 to 1626 of 2004, 1754 to 1756 of 2004.

The Chief Inspector of Factories,
Chepauk, Chennai-5. — 2nd Appellant in WA.No.934/01, 71 to 75 of 2003, 715 to 724 of 2003, 1353/03, 1413 to 1418 of 2003, 1915 to 1924 of 2003, 2088, 2208, 2209 of 2003, 1622 to 1626 of 2004, 1754 to 1756 of 2004.

The Deputy Chief Inspector of Factories,
Fairlands, Salem-16. — 3rd Appellant in WA.No.934/01, 722, 724 of 2003, 1417/03.

The Inspector of Factories,
Nehruji Nagar, Dindigul. — 3rd Appellant in WA.No.73/2003, 716, 717 of 2003

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The Inspector of Factories,
Ganga Nagar, Tirupur-2. 3rd Appellant in WA.No.723/03, 2208,2209 of 2003, 1754 to 1756 of 2004.

The State of Tamilnadu,
rep.by its Secretary to Government,
Labour and Employment Department,
Fort Saint George, Chennai-9. ..1st Appellant in WA.No.163/04

The Inspector of Factories
Tiruchirappalli District,
Tiruchirappalli-20. ..2nd Appellant in WA.No.163/04.

The Inspector of Factories,
Pollachi. ..3rd Appellant in WA.No.1623/04.

The Inspector of Factories,
Coimbatore. ..3rd Appellant in WA.No.1624/04.

R. Vasantha
... 1st Respondent in W.A.934/01

Union of India rep by its
Secretary to Government
Ministry of Labour,
New Delhi. ...2nd Respondent in W.A.No.934/01, 71 to 75 of 2003 716, 717, 720, 721, 722 to 724 of 2003 1353/03, 1414, 1415, 1416, 1417, 1418 of 2003, 1916, 1918, 1919, 1920, 1923 and 1924 of 2003 2208, 2209 of 2003 163/04 1623, 1624, 1625, 1626/04, 1754 to 1756 of 2004

4th Respondent in W.A.No.715, 718, 719 of 2003 1413/03, 1915, 1917, 1921, 1922/2003 1622 of 2004.

5th Respondent in W.A.No.2088 of 2003

Premier Mills Limited
Belathur village, Bagalur Post,
Hosur Taluk,
Dharmapuri District

Nagammai Cotton Mills Pvt. Limited,
Alagapappa Nagar,
Vikkravandi
Villupuram District 605 652.

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M/s. Prime Textiles Ltd.,
Garment Division
SRC Mills Compound,
288 B-5, Sundaram Road,
Uthukuli road,
Tirupur - 641 607.

(Respondents 4 and 5 impleaded as per the order of this Court dated 14.12.2004 and made in WAMP Nos. 6687/04 and 7015/04 respectively)

Respondents 3 to 5 in WAMP No.934/01

K. Yasodha ... 1st Respondent in W.A.No.71/03

M/s. K.P.R. Mill Pvt. Limited,
Indiampalayam Village
Arasur Post,
Sathyamangalam - 638 454.
Erode District. ... 3rd Respondent in W.A.No.71/03

M. Jayalakshmi ... 1st Respondent in W.A.No.72 of 2003

Mountain Spinning Mills Ltd.,
97/1A Kuttadan Kadu,
Mangalagiri Post,
Tuticorin - 628 103 ... 3rd Respondent in W.A.No.72/03

M. Vijaya ... 1st Respondent in W.A.No.73/03

The General Manager,
M/s. Subiksha Spinners Private Limited,
Dindigul, Madurai Road,
Kalikkampatti
Dindigul 624 303 ... 3rd Respondent in W.A.No.73/03

R. Prabha ... 1st Respondent in W.A.No.74/03

M/s. Saravamangalam
Synthetics Ltd.,
SF No. 136/2 Mettupalayam Post,
Kovilpalayam (Via)
Pollachi Taluk,
Coimbatore - 642 110. ... 3rd Respondent in W.A.No.74/03

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Kannagi ..1st Respondent in WA No.75/03

The Sri Venkatesa Mills Ltd.,
Palani Road, Venkatesa Mills Post,
Udumalpet-642 128 ..3rd Respondent in WA No.75/2003

K.Poongodi
R.Sundari
M.Vijaya ..Respondents 1 to 3 in WA No.715/2003

Thuran Spinning Mills (P) Ltd.,
S.F.577 Karur Road,
Vedasandur- 624 710 ..5th Respondent in WP No.715/03

P.Dhanalakshmi ..1st Respondent in WA No.716/03

The Manager
M/s. Sivam and Co.,
Trichy Road, Vadamadurai-624 802
Vedasandur Taluk, Dindigul District ...3rd Respondent in WA No.716/03

V.Jeya ..1st Respondent in WA No.717/03

The Factory Manager,
M/s. Anand Traders,Vellapomman Patty,
Vadamadurai Post,Vedasandur Taluk,
Dindigul District ..3rd Respondent in WA No.717/03

V.Kalavathy
K.Tamilarasi
V.Manimekalai ..Respondents 1 to 3 in WANo.718/03

Harshavardhan Cotton and
Synthetics Ltd.,
Palani Road, Venkatesan Mills Post,
Udumalpet-642 128 ..5th Respondent in WA No.718/03

Muthulakshmi
M.Dhanam
S.Kirasi ..Respondents 1 to 3 in WA No.719/03

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Cheran Spinning Mills,
Minnukkampatti
Vedasandur 624 711 ..5th Respondent in WA No.719/03

N.Krishnaveni ..1st Respondent in WA No.720/03

The Rajaratna Mills Ltd.,
Neikarapatti, A.Kalayamputhur Post,
Palani Tk 624 615 ..3rd Respondent in WA No.720/03

P.Pappathi ..1st Respondent in WA No.721/03

Khadar Spinners Limited,
B Unit,NGO Colony Trichy Road,
Dindigul-5. ..3rd Respondent in WA No.721/03

S.Renuga Devi ..1st Respondent in WA No.722/03

Premier Mills Limited
Belathur Village
Bagalur Post, Hosur Taluk,
Dharmapuri District. ..3rd Respondent in WA No.722,724, 1417/03

M.Saroja ..1st Respondent in WA No.723/03

Textool Company Limited
Unit-4, Pongalur Village,
Avanashi Taluk, Coimbatore 638 459 .. 3rd Respondent in WA No.723/03

B.Thilagavathi .. 1st Respondent in WA No.724/03

K.Rukmani ..1st Respondent in WA No.1353/03

J.T.S.Technology Ltd.,
rep. by its Managing Director,
Harpal Gill ..3rd Respondent in WA No.1353/03

K.Muthulakshmi
P.Kavitha
P.Rathika ..Respondents 1 to 3 in WA 1413/03

Eastman Spinnig Mills (P) Ltd.,
S.F.No.462,463/1 Kaithayankottai,
Karur,Dindigul Main Road,
Vedasandur-624 711 ..5th Respondent in WA No.1413/03

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M. Mahalakshmi ..1st Respondent in WA NO. 1414/03

Mani Spinning Mills (p)
Ltd., Vedasandur
Dindigul - 624 710 ..3rd Respondent in WA NO. 1414/03

C. Thangamani ..1st Respondent in WA NO. 1415/03

Leeds Spinning Mills
(p) Ltd., Desipalayam (PO)
Sungakarampalayam Pirivu
Puliampatti (Via)
Erode - 638 459 ..3rd Respondent in WA NO. 1415/03.

S. Velumani ..1st Respondent in WA no. 1416/03

Lambbodhara Textiles
LTd., 826 Thalayuthu
Palani, Dindigul
District ..3rd Respondent in WA NO. 1416/03

P. Sasikala ..1st Respondent in WA NO. 1417/03

R. Rajeswari ..1st Respondent in WA NO. 1418/03

Sri Kannapurani
Mills Ltd Unit K.G.
Naidu Mills,
Sowripalayam Post
Coimbatore 641 028 ..3rd Respondent in WA NO. 1418/03

V.P. Muthulakshmi |
R. Malisswari | Respondents 1 to 3 in WA NO.1915/03
M. Pothumani }

Centurion Textile
Mills Ltd., SF NO. 406
Karur Road,
Vedasandur - 624 710 5th Respondent in WA NO. 1915/03

A. Packia Vanitha 1st Respondent in WA NO. 1916/03

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The Zuticorin Spinning
Mills Ltd., 106 Palayamkottai
Road, Tuticorin - 628 103 — 3rd Respondent in WA NO.1916/03

P. Menaka |
R. Vasanthi | — Respondents 1 to 3 in WA NO. 1917/03
K. Lakshmi |

Pandiani Textile Mills (p)
Ltd., Kasipalayam
Vedasandur - 624 711 — 5th Respondent in WA NO.1917/03

R. Selvi — 1st Respondent in WA NO. 1918/03

Universal Yarn
Chinnalampatti By Pass
Road, Chettiapatty (PO)
Gandhigramam 624 302 — 3rd Respondent in WA NO. 1918/03

M. Rani — 1st Respondent in WA NO. 1919/03

Valli Garments (p) Ltd.,
N. Venkateswarapuram
N. Subbiahpuram
Sattur Taluk
Viridhunagar District — 3rd Respondent in WA NO.1919/03

S. Rajamani — 1st Respondent in WA NO. 1920/03

Rathnaswami Spinners
(p) Ltd., Kasipalayam
Vedasandur Taluk
Dindigul - 624 711 — 3rd Respondent in WA NO.1920/03

S. Sheela |
S. Vasanthi } — Respondent 1 to 3 in WA NO. 1921/03
R. Kalaiselvi |

Meera Textiles (p) Ltd
Senam Kottai
Vedasandur — 5th Respondent in WA NO. 1921/03

T.P. Mahalakshmi |
N. Rajalakshmi | — Respondents 1 to 3 in WA NO. 1922/03
P. Uma }

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Chola Textiles Ltd.,
Minnikkampatti (po)
Vedasandur 624 711 — 5th Respondent in WA NO. 1922/03

A. Zakira Banu — 1st Respondent in WA.No.1923/2003

Vijayashree Spinning
Mills Ltd Unit-I,
Trichy Road,
Dindigul 624 009. — 3rd Respondent in WA.No.1923/2003

P.Nagajothi — 1st Respondent in WA.No.1924/03

Annamalaiar Mills Ltd.,
Post Box No.2,
Begampur Post
Dindigul 624 002. — 3rd Respondent in WA.No.1924/2003

C. Jewamani
D. Leelavathy
R. Sulochana
G. Vijaya — Respondents 1 to 4 in WA.No.2088/2003

Kongarar Textiles Ltd.,
Krishnapuram Post,
Madathukulam
Udumalpet 642 112 — 6th Respondent in WA.No.2088/2003.

A. Andaleswari — 1st Respondent in WA.No.2208/03

Textool Company Limited Unit,
Multifilre Textile Division,
Kariyampalayam, Village, Annur Post,
Avanashi Taluk,
Coimbatore 641 653 — 3rd Respondent in WP.No.4208/2003, 1755/2004

K.Palaniammal — 1st Respondent in WA.No.2209/03

Textool Company Limited,
Unit 4, Pongalur Village,
Aanashi Taluk,
Coimbatore 638 759. — 3rd Respondent in WA.No.2209/2003 1754/2004

Maris Spinners Women,
Workers Welfare Association,
rep by its General Secretary
S. Sumathi — 1st Respondent in WA.No.163/2004

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Maris Spinners Ltd.,
Unit II, Kulithalai Road,
Trichy — 3rd Respondent in WA.No.163/2004

K. Kamalam
S. Nirmala
R. Dhanalakshmi — Respondents 1 to 3 in WA.No.1622/2004

Thirupur Suriya Textiles,
(P) Ltd., Kalwarpatti
Village, Vedasandur Taluk 624711 — 5th Respondent in WA.No.1622/2004

Jothilakshmi — 1st Respondent in WA.No.1623/2004

Terra Agro Technologies Ltd.,
No.258, 90, Ellayamuthur,
Village Udumalpet Taluk,
Coimbatore 641 154,
rep by General Manager
Operation — 3rd Respondent in WA.No.1623/2004

G. Amutha — 1st Respondent in WA.No.1624/2004

Suprem Textile,
Processing Limited,
Chavadi Unit,
SF.No.591/3A,
Velanthavalani Road,
Ettimadai Village,
K.G. Chavadi Post,
Coimbatore 641 105 — 3rd Respondent in WA.No.1624/2004

A. Renuka — 1st Respondent in WA.No.1625/2004

Elliay Textile Limited,
Karaikudi Main Road,
Singampunari 630 502
Sivaganga District — 3rd Respondent in WA.No.1625/04

D. Ranganayaki — 1st Respondent in WA.No.1626/2004

Visakan Textiles,
Vinayakar Koil Street,
Neikarapatti,
Palani Taluk 624 615 — 3rd Respondent in WA.No.1626/2004.

V.Suseela — 1st Respondent in WA No.1754/04

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K.Jeyachitra 1st Respondent in WA No.1755/04

M.C.Devamani 1st Respondent in WA No.1756/04

The Manager
M/s.Sangeetha Textiles Ltd.,
2/167, Ellapalayam Road,
Pugalur-641 697
Annur, Coimbatore District. 3rd Respondent in WA No.1756 of 2004

Writ Appeals preferred under clause 15 of the letter patent against the order of the Honourable Mr.Justice E.Padmanabhan dated 8.12.2000 and made in the exercise of the special Original jurisdiction of the High Court in Writ Petition No.4604/99; 2869/99; 7927/98; 9948/2000; 9974/2000; 18999/98; 3142/98; 3186/98; 3191/98; 3194/98; 6090/98; 16219/98; 20142/98; 17651/99; 791/2000; 9781/2000; 2349/98; 18990/98; 737/99; 738/99; 11315/99; 736/99; 8763/98; 6107/98; 2856/99/ 1466/99; 10216/98; 6101/98; 6098/98; 7928/98; 8945/98; 5657/98; 17489/98; 16610/98; 16205/98; 16200/98.

ii) dated 4.12.2002 and made in the exercise of the special Original jurisdiction of the HighCourt in WP.No.11511/97; 10314/2000; 10315/2000; 5640/2000; 5659/2000 and 5662 of 2000.

(WA No.1353/03; 2208/03; 2209/03; 1754 to 1756 of 2004).

iii) dated 25.11.2002 and made in the exercise of the Special original jurisdiction of the High Court in WP.No.19645 of 1999.
(WA No.2088/03).

iv) dated 9.12.2002 and made in the exercise of the special Original jurisdiction of the High Court in WP.No.16049/2000.
(WA.No.163/04).

For Appellants in all the W.As. : Mr. V. Reghupathi, Government Pleader.

For R-1 in WA.163/04 : Mr.R.Parthiban

For R-2 in WA Nos.1754 To 1756/04 & 934/2001 : Mr.S.Manikumar, Sr. Central Govt. Standing Counsel.

For R-2 in WA Nos.1622 to 1626 of 2004 : Mr.B.Shanthakumar, Sr. Central Govt. Standing Counsel.

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COMMON ORDER

(Order of the Court was made by P.SATHASIVAM, J.)

Learned Government Pleader appearing for the appellants, on specific instruction from the Government, seeks permission of this Court to withdraw the above Writ Appeals. Permission is granted. Writ Appeals are dismissed as withdrawn. Connected Miscellaneous Petitions are closed.

JI.

Sd/-
Asst. Registrar.

/true copy/

Sub Asst. Registrar.

To

1.The Secretary to the Government
of Tamilnadu, Labour Department
Fort St.George, Chennai-600 009.

2.The Chief Inspector of Factories
Chepauk, Chennai-600 005.

3.The Deputy Chief Inspector of Factories
Fairlands
Salem-16.

4.The Inspector of Factories
Nehruji Nagar, Dindugal.

5.The Inspector of Factories
Ganga Nagar, Tirupur-2.

6.The Secretary to Government
of Tamilnadu, Labour and Employment Department
Fort St.George, Chennai-600 009.

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7.The Inspector of Factories
Tiruchirappalli District
Tiruchirappalli.

8.The Inspector of Factories
Pollachi.

9.The Inspector of Factories
Coimbatore.

10.The Secretary to the Government
of India, Ministry of Labour
New Delhi.

+ eleven cc to the Government Pleader Sr.No.3177 to 3187
+ one cc to Mr.R.Parthiban, Advocate Sr.No.3614
+ one cc to Mr.S.Silambanan, Advocate Sr.No.3036
+ one cc to Mr.S.Manikumar, SCGSC Sr.No.3012

RSM,BG,SR,
NM,KK,KM,RVL.

Common Order in
Writ Appeal
Nos.934/2001 etc. Batch.

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